

4716. Adulteration of catsup. U. S. * * * v. 100 Barrels of Catsup. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7169. I. S. No. 2542-I. S. No. E-534.)

On January 25, 1916, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 100 barrels of catsup, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by the E. C. Flaccus Co., Wheeling, W. Va., and transported from the State of West Virginia into the State of New York, the shipment having been received on or about January 4, 1916, and charging adulteration in violation of the Food and Drugs Act. The article was labeled: "Leslie's Brand Catsup Preserved with 1/10 of 1% Benzoate of Soda. Distributers The Arthur Leslie Sauce Co. New York."

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a filthy, decomposed, or putrid vegetable substance.

On February 15, 1916, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*